

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	4:09CR3004
v.)	
)	
CODY D. LARKINS,)	
)	MEMORANDUM AND ORDER
Defendant.)	
_____)	

A hearing was held before me this date on allegations made in the petition for action on conditions of pretrial release, filing no. [15](#). The defendant was present with counsel, and was advised of his rights. The defendant admitted the allegations in the petition. I therefore find that the allegations of violation of the order of release are true.

Regarding disposition, the government sought detention. Defendant proposed different and additional conditions of release. I conclude that the defendant's proposal should be adopted.

IT THEREFORE HEREBY IS ORDERED:

Defendant's Order Setting Conditions of Release, filing no. [11](#), is hereby amended in the following respects.

1. Paragraph 7(o) is deleted.
2. Paragraph 7(p) is added:

Defendant shall participate in good faith in a program of intensive outpatient substance abuse treatment at First Step--supplemented, if so directed by either the treatment provider or the supervising officer, with AA or NA meetings--and shall reside at Exodus House, abide by all of the rules of said residence at all times and remain at that residence at all times except when

required to leave the residence to (1) participate in intensive outpatient treatment; (2) go to and from employment; (3) attend required educational classes; or when given prior approval to leave by the supervising officer. In the event that the defendant is discharged from the facility for any reason whatsoever or leaves the premises of the facility without authorization, or is discharged from the treatment program, the supervising officer, the United States Marshal, or any other law enforcement officer is authorized and ordered to take the defendant into custody and detain the defendant pending a prompt hearing before the court to review the conditions of release.

DATED April 15, 2009.

BY THE COURT

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge